

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)
Plaintiff,) Case No. MJ09-036
v.)
RICHARD SCOTT PACHECO,) DETENTION ORDER
Defendant.)

Offense charged:

COUNT 1: POSSESSION WITH INTENT TO DISTRIBUTE
MDMA/ECSTASY, in violation of 21 U.S.C. §§ 841(a)(1) and
841(b)(1)(C).

Date of Detention Hearing: February 4, 2009

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds:

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

(1) Pursuant to 18 U.S.C. § 3142(e), there is a rebuttable presumption that defendant is a flight risk and a danger to the community based on the nature of the pending charges. Application of the presumption is appropriate in this case.

01 (2) Defendant is unemployed, has no residence and has ongoing substance abuse
02 issues.

03 (3) There are no conditions or combination of conditions other than detention that
04 will reasonably assure the appearance of defendant as required or ensure the
05 safety of the community.

06 IT IS THEREFORE ORDERED:

07 (1) Defendant shall be detained pending trial and committed to the custody of the
08 Attorney General for confinement in a correctional facility separate, to the extent practicable,
09 from persons awaiting or serving sentences or being held in custody pending appeal;

10 (2) Defendant shall be afforded reasonable opportunity for private consultation
11 with counsel;

12 (3) On order of a court of the United States or on request of an attorney for the
13 government, the person in charge of the corrections facility in which defendant is confined
14 shall deliver the defendant to a United States Marshal for the purpose of an appearance in
15 connection with a court proceeding; and

16 (4) The Clerk shall direct copies of this Order to counsel for the United States, to
17 counsel for the defendant, to the United States Marshal, and to the United States Pretrial
18 Services Officer.

19 DATED this 4th day of February, 2009.

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21 _____
22 JAMES P. DONOHUE
23 United States Magistrate Judge